**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

HM&FW Department - Compliance of orders dt:25.09.2019 of Hon'ble High Court of A.P., in WPNo.12563/2019 filed by Dr.Anne Rama Krishna Rao & 3 others, Guntur District – Implementing the Hon'ble APAT order dt:30.05.2012 passed in OA.No.7056/2010, for treating the period of temporary service rendered by the applicants from the dates of their initial appointments, till the date on which their services were regularized as qualifying service for calculating their pension and also 8/16 years' scales under automatic advancement scheme - Orders – Issued.

---

**HEALTH, MEDICAL AND FAMILY WELFARE (F.1) DEPARTMENT**

**G.O.Rt.No.130.** **Dated:25.02.2022.**

**Read the following:-**

1. From the Assistant Registrar, High Court of A.P., Order, dt:25.09.2019 in WP.No.12563/2019.
2. From the Commissioner of AYUSH, A.P, Lr.No.6389/B2/2012, dt:08.06.2020 & 22.02.2021.

***

**O R D E R:-**

In the reference 2nd read above, the Commissioner of AYUSH, A.P., Vijayawada has stated that, the Hon'ble High Court of A.P. on 25.09.2019 in

**(Contd..2 )**

WP.No.12563/2019, filed by Dr. Anne Ramakrishna Rao and 3 others has passed the order, wherein the Hon'ble Court has directed that, the Writ Petition is disposed of directing the respondents to implement the order dt:30.05.2012 passed in OA.No.7056 of 2010, as expeditiously as possible preferably within a period of three weeks from today.

2. The Commissioner of AYUSH, A.P., has also stated that, in pursuance of the orders issued by the Hon'ble APAT., Hyderabad, dt:15.09.1992, vide G.O.Ms.No.478, HM&FW (12) Deptt, dt:20.09.1994, Government have issued orders for regularization of the services of Daily Honorarium Medical Officers, subject to outcome of SLP pending in Hon'ble Supreme Court. Accordingly, the services of (518) DHMOS (Ayurveda/Homoeo/Unani) have been regularized w.e.f., 20.09.1994.

3. The Commissioner of AYUSH, A.P., has further stated that, vide G.O.Ms.No.417, HM&FW Dept., dt:29.10.1996, Government have issued orders that, the arrears of salary be paid to the DHMOS i.e., the petitioners in review petition No's. 7918 to 7940/89 and other batch cases (after deducting the honorarium already paid to them) w.e.f., 01.04.1990, in compliance with the orders of the Hon'ble APAT, dt:15.09.1992, subject to the conditions stipulated therein. Accordingly, all the DHMOS (Ayurveda/Homoeo/Unani) have been paid the arrears from 01.04.1990 to 19.09.1994.

4. Government have issued orders vide G.O.Ms.No.34, HM&FW(I2)Deptt, dt:24.02.2003, that the services rendered by the DHMOS in IM&H Dept., w.e.f., 01.04.1990 for pensionary benefits as per A.P. Revised Pension Rules, 1980.

5. The Commissioner of AYUSH, A.P., has also stated that, no. of applicants of OAs is 16 and at present there are only 3 applicants viz., Dr. Anne Ramakrishna Rao, Dr.G. Sasikala and Dr.B. Srinivas Kumar are working in the State of A.P. after bifurcation of the State. Regarding regularization of services of Daily Honorarium Medical Officers, No SLP is pending in Supreme Court.

6. The Commissioner of AYUSH, A.P., has requested the Government to issue suitable orders in the matter as they deem fit to the order dt:25.09.2019 in WP.No.12563/2019 of Hon'ble High Court of A.P., filed by Dr. Anne Rama Krishna Rao and 3 others, Guntur District for treating the period of temporary service rendered by the applicants from the dates of their initial appointments, till the date on which their services were regularized as qualifying service for calculating their pension and also 8/16 years' scales under automatic advancement scheme and with regard to implementation of the order dt:30.05.2012 in OA.No.7056 of 2010, as expeditiously as possible preferably within a period of three weeks from today.

**(Contd..3 )**

7. In the order dt:30.05.2012 in OA.No.7056/2012, the Hon'ble APAT is given the direction, the extract are as follows:

> "This OA is allowed in terms of the orders passed by the Tribunal in OA.No.1807/2012, dt:30.03.2012 by directing the Respondents to treat the period of temporary service rendered by applicants from the date of their initial appointment, till the date on which their services were regularized as qualifying service for calculating their pension and also for granting 8/16 years' scales under automatic advancement scheme".

8. The Hon'ble High Court on 25.09.2019 has passed the following Order in WP.No.12563/2019 filed by Dr. Anne Rama Krishna Rao and 3 others, Retd., Government Doctors /Employees in AYUSH Department and the extract of the same are as follows :

> "The Order, dt:30.05.2012 passed in OA.No.7056 of 2010 by the Tribunal attained finality. If that being so, this Court does not find any justification on the part of the respondents in not taking action in terms of the Order dt.30.05.2012 passed in OA.No.7056/2010 by the Tribunal. For the aforesaid reasons, the Writ Petition is disposed off directing the respondents to implement the Order dt:30.05.2012 passed in OA.No.7056 /2010, as expeditiously as possible preferably within a period of three weeks from today. Miscellaneous Petitions pending, if any, the W.P. shall stand closed".

9. After careful examination of the matter, Government hereby decide and accord permission to the Commissioner of Ayush, A.P., Vijayawada, for implementation of the orders dt:30.05.2012 in O.A.No.7056/2010 of the A.P.A.T., as directed by the Hon'ble High Court of A.P. order dt:25.09.2019 in WP.No.12563/2019 filed by Dr. Anne Rama Krishna Rao and 3 others, Guntur District for treating the period of temporary service rendered by the applicants from the dates of their initial appointments, till the date on which their services were regularized as qualifying service for calculating their pension and also 8/16 years' scales under automatic advancement scheme, to avoid further legal complications.

10. The Commissioner of AYUSH, A.P., Vijayawada shall take necessary further action accordingly in the matter.

11. This order issues with the concurrence of Finance Department vide their U.O.No.HROPDPP/48/2021(Computer No.1388719), dt:14.02.2022.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**MUDDADA RAVI CHANDRA**
**PRINCIPAL SECRETARY TO GOVERNMENT**

To:
The Commissioner of Ayush, A.P., Gollapudi, Vijayawada.

**(Contd...4 )**

Copy to:
The Pay and Accounts Office, A.P., Ibrahimpatnam, Vijayawada.
The Director of Treasures & Accounts, Ibrahimpatanam, Vijayawada.
The District Treasury Officer, Guntur, Guntur District.
The Finance (HR.I-Plg.&Policy) Department.
The Law Department.
The OSD to Dy. Chief Minister (HFW & ME).
The P.S to Prl.Secy.to Govt., HM&FW Department.
Sf/Sc.

**// FORWARDED :: BY ORDER //**

**SECTION OFFICER**